



HIGH COURT LEGAL SERVICES COMMITTEE, CHENNAI

Lok Adalat-II organised by the High Court Legal Services Committee

WEB COPY

Wednesday, the 31st day of October 2018

LOK ADALAT AWARD

(Chapter VI and u/s 21 of Legal Services Authorities Act, 1987)
Presided over by
The Hon'ble Mr.JUSTICE S.MARIMUTHU (Retd.)
and

Members

Ms.F.Rita
Mr.P.Subburaj

CRL.OP.Nos.13897 of 2017 and CRL.M.P.No.14735 of 2017 and
CRL.M.P.No.8917 of 2017

This Criminal Original Petition has been filed under Section 482 of Cr.P.C to call for records in DVC.No.138 of 2016 on the file of the learned XVII Metropolitan Magistrate, Saidapet, Chennai and quash the same.

1. R.Hemraj Joshi
2. R.Rathanmala Joshi

.. Petitioners

Vs.

A.Suraiya Devi Joshi

.. Respondent

This case came up for settlement before the Lok Adalat. Both the parties are present. Mr.R.Ramakrishnan, the learned counsel for the petitioners and Mr.S.Prem Raj Kumar, learned counsel for the respondent are present.

TERMS OF SETTLEMENT

The second petitioner / Rathanmala Joshi, is the mother of the first petitioner and her son deceased Ashok Kumar Joshi. The respondent is the wife the said Ashok Kumar Joshi. The respondent filed a complaint as against the petitioners under the Domestic Violence Act before the XVII Metropolitan Magistrate, Saidapet, Chennai as D.V.C No.138 of 2016 to quash the complaint, the present Criminal Original Petition in Crl.O.P.No.13897 of 2017 has been filed by the petitioners.



2. Pending the present Original Petition, the parties have entered into an amicable settlement as they are close relatives. The petitioners, respondent and the respondent's two daughters and her minor son are present and their respective counsels are also present. A Joint Memo of Compromise has filed before this Forum and signed by all the parties and respective counsels. As per the compromise, the first petitioner has to pay a sum of Rs.1,12,00,000/-. The respondent and her three children each are entitled to a sum of Rs.28,00,000/- The payment of entire amount has been covered by the Demand Draft specifically entered into Compromise Memo. The share of the minor son of the respondent, viz., Mr.A.Vinay, Rs.28,00,000/- shall be deposited in State Bank of India, Kodambakkam Branch. Till the minor attains majority, the interest accrued thereon, in the share of the minor son shall be periodically withdrawn by his natural guardian the respondent for his education, maintenance, medical expenses etc., The Joint Memo of Compromise filed herein as stated supra shall form part of the award. Award is passed accordingly.

3. In view of the compromise entered into between the parties, the present quash petition in CrI.O.P.No.13897 of 2017 is allowed and consequently, the complaint in D.V.C.No.138 of 2016 pending before the XVII Metropolitan Magistrate, Saidapet, Chennai stands dismissed. Consequently connected miscellaneous petitions are closed.

Sd/-

1. R.Hemraj Joshi

Sd/-

Counsel for the Petitioners

2. R.Rathanmala Joshi

Sd/-

Counsel for the Respondent

A.Suraiya Devi Joshi

Sd/-

Judge

Sd/-

Member

Sd/-

Member

Sd/-

Assistant Registrar(L.A.)

//True copy//

Sub Assistant Registrar



Xerox Copy of the Joint Memo of Compromise enclosed

To: The parties/Advocate concerned

Copy to:

1. The XVII Metropolitan Magistrate, Saidapet, Chennai.
2. The Secretary, High Court Legal Services Committee, Chennai.
3. The Section Officer, Crl. Section, High Court, Madras.
4. The Section Officer, Lok Adalat Section, High Court, Madras. +2 copies

CRL.OP.Nos.13897 of 2017
and CRL.M.P.No.14735 of 2017 and
CRL.M.P.No.8917 of 2017

RK (CO)
GMY (06/12/2018)